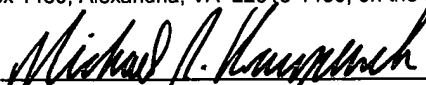




CERTIFICATE OF MAILING 37 C.F.R. 1.8	
I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: MS AF, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the date below:	
December 8, 2003 Date	 Michael R. Krawzschek

RECEIVED  
DEC 18 2003  
TECH CENTER 1600/2900

**PATENT**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
Polonsky *et al.*

Serial No.: 09/768,877

Filed: January 23, 2001

For: METHODS OF TREATMENT OF TYPE 2  
DIABETES

Group Art Unit: 1652

Examiner: Ramirez, D.M.

Atty. Dkt. No.: ARCD:307USD1

**AMENDMENT UNDER 37 C.F.R §1.116**

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Commissioner:

Appellants respectfully submit this Amendment after final Official Action pursuant to 37 C.F.R. §1.116. Amendments to the Claims are reflected in the listing of claims that begins on page 2 of this paper. Remarks are provided beginning on page 11 of this paper. This Amendment places the case in better condition for appeal by reducing the number of issues for appeal. This Amendment after final Official Action is filed concurrently with Appellants' Appeal Brief.

It is believed that no fee is due; however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason, the Commissioner is authorized to deduct said fees from Fulbright & Jaworski Account L.L.P. No.: 50-1212/ARCD:307USD1.